

Application granted.



SO ORDERED.

The signature of Naomi Reice Buchwald, written in cursive blue ink.  
NAOMI REICE BUCHWALD  
UNITED STATES DISTRICT JUDGE

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New York, NY 10120

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Dated: New York, New York  
November 2, 2022

October 31, 2022

**VIA ECF**

Honorable Naomi Reice Buchwald  
United States District Court for the Southern District of New York  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street  
New York, New York 10007

Re: Polcom USA, LLC (“Polcom”) v. Affiliated FM Insurance Company (“AFM”), 1:20-cv-9206-NRB; M. A. Mortenson Company (“Mortenson”) v. Zurich American Insurance Company (“Zurich”), 1:22-cv-0092-NRB

Dear Judge Buchwald:

Pursuant to the Parties’ Stipulated Confidentiality and Protective Order (Dkt. 63) (“Confidentiality Order”), Your Honor’s Individual Practices Rule 2(H), the Court’s standing order, 19-mc-00583, and the Court’s ECF Rules & Instructions, section 6, we write on behalf of Polcom and respectfully move this Court for permission to file under seal, with Viewing Level Selected Parties, Polcom’s Memorandum in Support of its Motion for Partial Summary Judgment on Phase I Coverage Issues, the supporting Declaration of John C. Ertman and annexed exhibits, the supporting Declaration of Michael S. Smith, Esq., and Polcom’s Local Civil Rule 56.1 Statement of Undisputed Material Facts. Pursuant to the Confidentiality Order, Polcom respectfully requests permission to file the above described documents under seal because they describe and attach documents designated by producing parties to the above-captioned actions as “Confidential Material” under the Confidentiality Order.

The proposed letter and exhibits to be filed under seal will be filed electronically in accordance with Your Honor’s Individual Practices and the Court’s ECF Rules & Instructions, section 6, and contemporaneously with the filing, courtesy copies will be mailed to Chambers pursuant to Your Honor’s Individual Practices Rule 2(H)(2).

Plaintiff respectfully requests this Court grant it permission to file the documents described above under seal as required by the Confidentiality Order.

Respectfully submitted,

ERTMAN DULIS & HELISEK PLLC

By: /s/ John C. Ertman  
Counsel for Plaintiff Polcom USA, LLC

cc: Counsel of Record, *via* PACER